



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

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<http://www.epa.gov/region08>

Ref: 8P-R

JAN 14 2014

David R. Case
Environmental Technology Council

Re: Freedom of Information Act Request
Number EPA-R8-2013-009606

Dear Mr. Case:

This letter is in response to your Freedom of Information Act (FOIA) request that you submitted on September 4, 2013, in which you requested all documents related to a memorandum (memo) from Robert L. Duprey, Director, Hazardous Waste Management Division, EPA Region 8 addressed to Sylvia K. Lowrance, Director, Office of Solid Waste, EPA Headquarters. The memo was dated December 21, 1990. The subject of the memo was the "Temporary Staging (or 'Putting') Procedures for Land Ban Wastes."

EPA Region 8 did not find a direct response to the memo. However, EPA found two (2) related documents that have been uploaded to the FOIAonline System. These documents are as follows:

1. A letter from Dennis Downs, Director, Bureau of Solid and Hazardous Waste, Utah Department of Environmental Quality (UDEQ) addressed to Sylvia K. Lowrance, dated January 14, 1991. This letter raises similar questions and was included because UDEQ may have received a related response. The Utah State Archives can be reached at (801) 533-3535.
2. A letter from Scott Nicholson, General Manager, Lone Mountain Facility, U.S. Pollution Control Inc. (USPCI) addressed to Allyn M. Davis, Director, Hazardous Waste Management Division, EPA Region 6. This letter, dated March 18, 1991, asked for clarification regarding the placement of treated waste in a landfill prior to receiving analytical results which confirm that the Land Disposal Restriction treatment standards were met.

Under the FOIA, you have the right to appeal this determination to the National Freedom of Information Office, U.S. EPA, FOIA and Privacy Branch, 1200 Pennsylvania Avenue, N.W. (2822T), Washington, DC 20460 (U.S. Postal Service Only), Fax: (202) 566-2147, Email: FOIA_HQ@epa.gov. Only items mailed through the U.S. Postal Service may be delivered to 1200 Pennsylvania Avenue, N.W. If you are submitting your appeal via hand delivery, courier service or overnight delivery, you must address your correspondence to 1301 Constitution Avenue, N.W., Room 6416J, Washington, DC 20004. Your appeal must be made in writing, and it must be submitted no later than 30 calendar days from the date of this letter. The Agency will not consider appeals received after the 30 calendar day limit. The appeal letter should include the FOIA number listed above. For quickest possible handling, the appeal letter and its envelope should be marked "Freedom of Information Act Appeal."

There is a total cost of \$161.00 for EPA's search and review time to provide this information. An itemized invoice will be forwarded under separate cover. Please contact Terry Brown at (303) 312-6419 if you have any questions.

Sincerely,



Michael Shanahan
Acting Director
Resource Conservation and Recovery Program